

RESOLUTION #17-76

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

DATE OF ADOPTION: JUNE 21, 2017

Factual Contents certified to by Louis Amodio, Administrative Secretary. Approved as to Form and Legality on basis of facts set forth by George T. Hanley, General Counsel. Entering Executive Closed Session in accordance with Open Public Meetings Act, R.S. 10:4-6 et seq. Pursuant to the Open Public Meetings Act,

COMMISSIONER: BLUMENTHAL offers the following Resolution for adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, c. 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances: and WHEREAS, the public body is of the opinion that such circumstances presently exist:

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Passaic Valley Water Commission:

- 1. The public shall be excluded from discussion of the hereinafter specified subject Matters; the general nature of the subject matters being: Financial, Insurance, Personnel, Contracts, Negotiations, Security, and Law: LAW: Personnel: Administration: other matters as may be discussed in camera.
- 2. It is anticipated at this time that the above-stated subject matter will be ratified During public meeting following or as soon thereafter as the reason for discussion no Longer exists.
- 3. This Resolution shall take effect immediately.

Second by COMMISSIONER: <u>VANNOY</u> AY	ES: 6 Time: 9:	:56 a.m.		
RECORD OF COMMIS	SSION VOTE	ON FINAL	PASSAGE	
	AYE	NAY	ABSTAIN	ABSENT
IDIDA RODRIGUEZ	_X			
ROBERT VANNOY	<u>X</u>			
JEFFREY LEVINE	X			
JOSEPH KOLODZIEJ	<u>X</u>			
RIGO SANCHEZ	10:07			
DAVID BLUMENTHAL	X			
GERALDFRIEND	X			
Do Quen	_0	(M)		
PRESIDENT	SECRET			
GERALD FRIEND	DAVID B	LUMENT	HAL	

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PASSAIC VALLEY WATER COMMISSION

CERTIFICATION

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy of a legal quorum of the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water

Commission at its meeting of June 21, 2017.

LOUIS AMODIO

Administrative Secretary



RESOLUTION #17-77

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

DATE OF ADOPTION: JUNE 21, 2017

Factual Contents certified to by Louis Amodio, Administrative Secretary. Approved as to Form and Legality on basis of facts set forth by George T. Hanley, General Counsel. Entering Executive Closed Session in accordance with Open Public Meetings Act, R.S. 10:4-6 et seq. Pursuant to the Open Public Meetings Act,

COMMISSIONER: KOLODZIEJ offers the following Resolution for adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, c. 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances: and WHEREAS, the public body is of the opinion that such circumstances presently exist:

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Passaic Valley Water Commission:

- 1. The public shall be excluded from discussion of the hereinafter specified subject Matters; NJDWSC; Financial: other matters as may be discussed *in camera*.
- 2. It is anticipated at this time that the above-stated subject matter will be ratified During public meeting following or as soon thereafter as the reason for discussion no Longer exists.
- 3. This Resolution shall take effect immediately.

Second by COMMISSIONER: <u>VANNO</u>	OY AYES: 6 Time: 11	1:04 a.m.		
RECORD OF CO	OMMISSION VOTE	ON FINAL	PASSAGE	
	AYE	NAY	ABSTAIN	ABSENT
IDIDA RODRIGUEZ	_X			
ROBERT VANNOY	X			
JEFFREY LEVINE	1 			<u>X</u>
JOSEPH KOLODZIEJ	<u>X</u>			
RIGO SANCHEZ	<u>X</u>			
DAVID BLUMENTHAL	<u>X</u>			
GERALD FRIEND	<u> </u>			
Al Bien	00	BA		
PRESIDENT	SECRET			
GERALD FRIEND	DAVID B	LUMENT	HAL	



CERTIFICATION

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy of a legal quorum of the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water

Commission at its meeting of June 21, 2017.

LOUIS AMODIO

Administrative Secretary

RESOLUTION: 17-78 RESOLUTION OF PASSAIC VALLEY WATER COMMISSION DATE OF ADOPTION: JUNE 21, 2017

Approved as to form and legality by Law Department on basis of facts set forth by Executive Director, Purchasing, Engineering and Finance Departments.

Introduced by Commissioner: SANCHEZ

Seconded by Commissioner: KOLODZIEJ

WHEREAS, on May 2, 2017 two (2) bids were received by Passaic Valley Water Commission ("PVWC") for Contract No. 17-B-29 "Furnish and Deliver Water Meters and Appurtenances"; and

WHEREAS, said bids have been reviewed by the Executive Director, Director of Engineering, and the Director of Purchasing, (and Counsel as to form and legality) and attached is a copy of a memorandum dated May 17, 2017 regarding this Contract; and

WHEREAS, the lowest responsible bid submitted for this Contract was that of Neptune Technology Group, Inc. of Tallassee, Alabama (the "Awardee") with respect to said bid, in the amount of \$748,682.30; and

WHEREAS, the Local Public Contracts Law provides for the awarding of the Contract upon receipt of bids and qualifications of bidders therefor; and

WHEREAS, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose and said certificate is attached hereto;

NOW, THEREFORE, BE IT RESOLVED, by Passaic Valley Water Commission, in the County of Passaic, New Jersey:

- 1. That Contract No. 17-B-29 "Furnish and Deliver Water Meters and Appurtenances" in the total amount of \$748,682.30 in connection with the above described goods and services is hereby awarded to the Awardee.
- 2. That the appropriate officers of the Commission are hereby authorized to execute the Contract; and implement the terms of

said Contract in accordance with this Resolution and the submissions provided in connection therewith, with respect to solicitation for bids made in connection with Contract 17-B-29 as set forth hereinabove.

	ON VOTE	ON FI	NAL PASSA	GE
	AYE	NAY	ABSTAIN	ABSENT
LEVINE, J.	<u>X</u>			
VANNOY, R. BLUMENTHAL, D.	<u>X</u>			
KOLODZIEJ, J.	X			
SANCHEZ, R.	<u>X</u>			
RODRIGUEZ, I. FRIEND, G.	<u>X</u>			
FRIEND, G.				
Adopted at a	meeting	of	Passaic	Valley Wate
Commission.			DO SO	
President GERALD FRIEND	i a a a a a f	8.	Secret DAVID	ary BLUMENTHAL
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	CERTIFIC	OITA	N	
I, LOUIS AMODIO, A	Administrati	ive Se	cretary of t	ne Passaic Valle
I, LOUIS AMODIO, A				
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Water Commission in the Cohereby certify that the foregof the Original Resolution dumembership of the Passaic V	ounty of Pas oing Resolutily passed a Valley Wate	ssaic, a ution is and add er Com	nd the State a true copy opted by a n	of New Jersey do of a legal quorun najority of the fulls meeting of June

PASSAIC VALLEY WATER COMMISSION INTEROFFICE MEMORANDUM

Date: May 17, 2017

To: Hon, Commissioners

From: J. Bella & J. Duprey

cc: G. Hanley

L. Amodio G. Lucianin

Re: Contract 17-B-29 "Furnish and Deliver Water Meters and Appurtenances"-

Two Bids Received

Two bids were received on May 2, 2017 for Contract 17-B-29 "Furnish and Deliver Water Meters and Appurtenances".

The Law Department has requested that an explanation be provided regarding why only two (2) bids were received for the above-referenced Contract.

The advertisement and the posting of the said notice on PVWC's website were properly accomplished for the Contract. In cases where specific products and/or methods are named in the bid documents, the specifications clearly state "or equal" products and/or methods will be considered if offered by the Contractor.

The bid environment is subject to many factors, many of which are not subject to the direct knowledge or control of PVWC. The Work required by the Contract Documents is specialized in nature, thereby limiting the number of bidders qualified and capable of performing the required Work.

INTER-OFFICE MEMO

DATE: May 12, 2017

FROM:

Purchasing Department

TO:

Joseph A. Bella George T. Hanley Yitzchak Weiss

RE:

Contract # 17-B-29 Furnish & Deliver Water Meters &

Appurtenances

The Purchasing Department has reviewed the above stated Contract for required documents, affirmative action requirements, and the Contract proposal tabulations. The Finance Department has certified the availability of funds (see attached).

Of the two (2) bids received, the lowest responsive and responsible proposal was submitted by Neptune Technology Group of Tallassee, AL in the amount \$748,682.30

Respectfully submitted,

Gregg B. Lucianin Purchasing Agent

cc: J. Duprey L. Amodio

OFFICE OF THE COMPTROLLER

CERTIFICATION OF AVAILABILITY OF FUNDS

It is hereby certified that subject to Commission approval of future Budgets, with respect to multi-budget year contracts, there are or will be sufficient available funds for expenditures to be incurred as result of any contract or commitment to be entered into by Passaic Valley Water Commission as follows:

Description of Project or Contract: 17-B-29 - Neptune Technology Group, Inc.

Amount of Project or Contract: \$748,682.30 1. Acct: # 001-0000-131-03-00 Inventory

Specific Appropriation to which expenditures will be charged: Capital Budget 2017/2018

Other comments: Two (2) Year Contract Commencing: May 2017

Furnish and Deliver Water Meters and Appurtenances

Date of Certification: 05/12/2017 Certified: \$748,682.30

Comptroller and Chief Financial Officer

YW:gbl

17-B-29 Furnish & Deliver Water Meters & Appurtenances

RIDDERG			
	CC- Certified Check	UNIT COST	REMARKS
	CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	
Neptune Technology Group 1600 Alabama Hwy 229 Tallassee, AL 36078 acrocetti@neptunetg.com		\$748,682.30	Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO Certificate
50 North Gallatin Ave 450 North PA 15401 bill.roth@xvleminc.com	Certified Check Cashier's Check 10% Bid Bond N Not to Exceed \$20,000.00	\$783,969.50	x Business Registration Cert. YWVC Consent of Surety Other Consent of Surety Public Works Cont. Cert. EEO Certificate
	Certified Check Cashier's Check Bid Bond Not to Exceed	_	Business Registration Cert. PVWC Consent of Surety Other Consent of Surety Other Consent Concent Public Works Cont. Cert.
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Bids Recei

5/2/2017

RESOLUTION; 17-79 RESOLUTION OF PASSAIC VALLEY WATER COMMISSION DATE OF ADOPTION: JUNE 21, 2017

Approved as to form and legality by Law Department on basis of facts set forth by Executive Director, Purchasing, Engineering and Finance Departments.

Introduced by Commissioner: SANCHEZ

Seconded by Commissioner: **KOLODZIEJ**

WHEREAS, on May 2, 2017 two (2) bids were received by Passaic Valley Water Commission ("PVWC") for Contract No. 17-B-30 "Furnish and Deliver Water Meter Repair Parts"; and

WHEREAS, said bids have been reviewed by the Executive Director, Director of Engineering, and the Director of Purchasing, (and Counsel as to form and legality) and attached is a copy of a memorandum dated May 17, 2017 regarding this Contract; and

WHEREAS, the lowest responsible bid submitted for this Contract was that of Neptune Technology Group, Inc. of Tallassee, Alabama (the "Awardee") with respect to said bid, in the amount of \$680,236.00; and

WHEREAS, the Local Public Contracts Law provides for the awarding of the Contract upon receipt of bids and qualifications of bidders therefor; and

WHEREAS, PVWC's Comptroller has certified, with respect hereto, that funds are currently available for said purpose and said certificate is attached hereto;

NOW, THEREFORE, BE IT RESOLVED, by Passaic Valley Water Commission, in the County of Passaic, New Jersey:

- 1. That Contract No. 17-B-30 "Furnish and Deliver Water Meter Repair Parts" in the total amount of \$680,236.00 in connection with the above described goods and services is hereby awarded to the Awardee.
- 2. That the appropriate officers of the Commission are hereby authorized to execute the Contract; and implement the terms of

said Contract in accordance with this Resolution and the submissions provided in connection therewith, with respect to solicitation for bids made in connection with Contract 17-B-30 as set forth hereinabove.

LEVINE, J. VANNOY, R. BLUMENTHAL, D. KOLODZIEJ, J.	AYE X	NAY	ABSTAIN	ABSENT
VANNOY, R. BLUMENTHAL, D.				ABSENT
BLUMENTHAL, D.				
	<u>X</u>			
	<u>X</u>			
SANCHEZ, R.	X			_
RODRIGUEZ, I.	<u></u>			
FRIEND, G.	<u>X</u>			
Adopted at a	meeting	g of	Passaic \	/alley Wate
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President		-	Secreta	ry
GERALD FRIEND			DAVID	BLUMENTHAL
This Resolution, vocustody of the Administr				emain in the
	CERTIF	CATIO	N	
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Nater Commission in the Cou	inty of Pa	assaic, a	nd the State	of New Jersey de
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of the Original Resolution dul				
membership of the Passaic V				
	alley wa	ter Com	المارة	meeting or Jun
21, 2017.		//	///	1
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	/1	OUTS 4	MODIO	
	/		trative Secre	tary

PASSAIC VALLEY WATER COMMISSION INTEROFFICE MEMORANDUM

Date: May 17, 2017

To: Hon. Commissioners

From: J. Bella & J. Duprey

cc: G. Hanley

L. Amodio G. Lucianin

Re: Contract 17-B-30 "Furnish and Deliver Water Meter Repair Parts"-Two Bids

Received

Two bids were received on May 2, 2017 for Contract 17-B-30 "Furnish and Deliver Water Meter Repair Parts".

The Law Department has requested that an explanation be provided regarding why only two (2) bids were received for the above-referenced Contract.

The advertisement and the posting of the said notice on PVWC's website were properly accomplished for the Contract. In cases where specific products and/or methods are named in the bid documents, the specifications clearly state "or equal" products and/or methods will be considered if offered by the Contractor.

The bid environment is subject to many factors, many of which are not subject to the direct knowledge or control of PVWC. The Work required by the Contract Documents is specialized in nature, and there are a relatively limited number of entities (other than the meter manufacturer itself) that would be capable of fabricating water meter repair parts for a specific type of water meter, thereby limiting the number of bidders qualified and capable of performing the required Work.

INTER-OFFICE MEMO

DATE: May 12, 2017

FROM:

Purchasing Department

TO:

Joseph A. Bella George T. Hanley Yitzchak Weiss

RE:

Contract # 17-B-30 Furnish & Deliver Water Meter Repair Parts

The Purchasing Department has reviewed the above stated Contract for required documents, affirmative action requirements, and the Contract proposal tabulations. The Finance Department has certified the availability of funds (see attached).

Of the two (2) bids received, the lowest responsive and responsible proposal was submitted by Neptune Technology Group of Tallassee, AL in the amount \$680,236.00

Respectfully submitted,

Gregg B. Lucianin Purchasing Agent

cc: J. Duprey L. Amodio

OFFICE OF THE COMPTROLLER

CERTIFICATION OF AVAILABILITY OF FUNDS

It is hereby certified that subject to Commission approval of future Budgets, with respect to multi-budget year contracts, there are or will be sufficient available funds for expenditures to be incurred as result of any contract or commitment to be entered into by Passaic Valley Water Commission as follows:

Description of Project or Contract: 17-B-30 - Neptune Technology Group

Amount of Project or Contract: \$680,236.00 1. Acct: # 001-0000-131-03-00 Inventory

Specific Appropriation to which expenditures will be charged: Capital Budget 2017/2018

Other comments: Two (2) Year Contract Commencing: May 2017

Furnish and Deliver Water Meter Repair Parts

Date of Certification: 05/12/2017 Certified: \$680,236.00

Vitzchak Weiss Comptroller and Chief Financial Officer

YW:gbl

Bids Receir

5/2/2017

17-8-30 Furnish & Deliver Water Meter Repair Parts

BIDDERS	TISCORU DIO		
	CC- Certified Check	UNIT COST	REMARKS
	CA- Cashier's Check BB- Bid Bond	TOTAL AMOUNT OF CONTRACT	
Neptune Technology Group	Certified Check		
Tour Alabama Hwy 229	Cashier's Check		
Tallassee, AL 36078	10% Bid Bond		F VWC Consent or Surety
acrocetti@neptunetg.com	Not to Exceed	\$680,236.00	Ourier Consent of Surety Public Works Cont. Cert
363	8	3)	EEO Certificate
Rio Supply Inc	Certified Check		
100 Allied Parkway	Cashier's Check		
watermeter58@cmail.com	10% Bid Bond	\$735,684.00	Other Consent of Surety
water in each colon difficult.	Not to Exceed		North Cont. Cert.
	\$20,000.00		
Sensus	Certified Check		
450 North Gallatin Ave	Cashier's Check		Business Registration Cert.
Uniontown, PA 15401	Bid Bond		PVWC Consent of Surety
	to ot to N		Other Consent of Surety
			Public Works Cont. Cert.
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	Certified Check		1 Continued Continued
	Cashier's Check	м 6-	Daylo O
	Bid Bond		Lywy Consent of Surety
	Not to Exceed	€.	Other Consent of Surety
			Fublic Works Cont. Cert.
	₩.		
	Certified Check		Business Registration Cert.
	Cashler's Check	o o	PVWC Consent of Surety
	bld Bond		Other Consent of Surety
	NOT to Exceed	69	Public Works Cont. Cert.
	6/3		

RESOLUTION: 17-80
EMERGENCY RESOLUTION OF PASSAIC VALLEY WATER
COMMISSION

DATE OF ADOPTION: June 21, 2017

EMERGENCY REPAIRS TO PVWC'S HARRISON AVENUE ELEVATED WATER STORAGE TANK IN LODI, NEW JERSEY

Approved as to form and legality by Law Department on the basis of facts set forth by Executive Director, Purchasing, Engineering and Finance

Departments.

Introduced by Commissioner: SANCHEZ

Seconded by Commissioner: KOLODZIEJ

WHEREAS, PVWC's Harrison Avenue elevated steel water storage tank

in Lodi, New Jersey (the "Existing Tank") began experiencing leaks at a rate

which required a significant number of emergency interim repairs until the

Existing Tank was able to be taken out of service and drained; and

WHEREAS, over the period from mid-April of 2016 to when the

Existing Tank was removed from service in May 2017, it experienced a

number of leaks that required periodic welding repairs, with the cost for same

initially anticipated by PVWC to be under PVWC's threshold of \$40,000.00

required for public bidding; and

WHEREAS, the number of additional leaks (and the costs for

subsequent emergency repairs) continued increasing beyond PVWC's bid

threshold during the interim period while the in-house design of a new

elevated steel water tank (the "New Tank") was being fast-tracked, and the

construction contract for the New Tank publically bid as soon as possible to

enable this emergency situation to be remedied as expeditiously as possible;

and

WHEREAS, failure to continue aggressively repairing these emergency

leaks as soon as they occurred would have compromised the structural

integrity of the Existing Tank (which is located in a residential area), which, in

turn, could have led to a tank failure and potentially catastrophic release of

stored water; and

WHEREAS, in the opinion of the Director of Engineering and the

Executive Director, action had to be undertaken immediately to address this

emergency situation; and

WHEREAS, a copy of the Director of Engineer's memorandum dated October 17, 2016 (the "Memorandum") providing notification to the Commission of the emergency situation, is attached hereto and made a part hereof as Exhibit A; and

WHEREAS, as indicated in the Director of Engineer's Memorandum (Exhibit A) and Formal Certification (Exhibit B) referenced below, this created an unacceptable situation which constituted an immediate, direct, demonstrable and severe hazard to the health and safety of the public and of the water system and which required immediate action to effectively and comprehensively address this emergency situation; and

whereas, the Director of Engineering's formal certification signed and dated May 30, 2017 (the "Formal Certification") of the emergency (and which has been filed by the Director of Engineering and endorsed by the Executive Director in support of this resolution) is attached hereto and made a part hereof as Exhibit B; and

WHEREAS, the aggregate finalized total cost of required emergency repairs (which exceeded PVWC's stipulated threshold of \$40,000.00 required for public bidding) was \$48,800.00 and a copy of PVWC'S Purchase Orders, Vendor's Invoices, and other relevant documentation is attached hereto and made a part hereof as Exhibit C; and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-6 authorizes local public entities to enter into certain contracts under emergent conditions as specified therein;

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S.A. 40A:11-6, Passaic Valley Water Commission, in the County of Passaic, New Jersey:

- 1. Authorizes and/or ratifies the action taken by the Director of Engineering and the Executive Director and, based on the Director of Engineering's Memorandum (Exhibit A) and Formal Certification (Exhibit B), confirms the existence of an emergency within the meaning and contemplation of the Local Public Contracts Law; and
- Hereby approves and/or ratifies actions taken by officers and employees of Passaic Valley Water Commission to implement the terms and

intentions of this resolution, and hereby authorizes the appropriate officers and employees of Passaic Valley Water Commission to perform such additional acts and execute such additional documents as are necessary to implement the terms and intentions of this Resolution.

3. That this matter shall be advertised as required by New Jersey law, in accordance with an appropriate form of notice, and a copy of this Resolution shall be placed on file and made available for public inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

ABSENT

Adopted/at a meeting of Passaic Valley Water Commission.

President GERALD FRIEND

Secretary
DAVID BLUMENTHAL

This Resolution, when adopted, must remain in the custody of the Administrative Secretary.

CERTIFICATION

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy of a legal quorum of the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water Commission at its meeting of June 21, 2017.

LOUIS AMODIO

Administrative Secretary

EMERGENCY REPAIRS TO PVWC'S HARRISON AVENUE ELEVATED WATER STORAGE TANK IN LODI, NEW JERSEY

PVWC'S DIRECTOR OF ENGINEERING'S MEMORANDUM DATED OCTOBER 17, 2016

EXHIBIT A

PASSAIC VALLEY WATER COMMISSION INTEROFFICE MEMORANDUM

Date: October 17, 2016

To: J. Bella

From: J. Duprey

Re: Notification of Emergency Repairs of PVWC's Existing Harrison Avenue

Elevated Water Storage Tank in Lodi, New Jersey

An emergency situation currently exists. PVWC's Harrison Avenue elevated water storage tank in Lodi, New Jersey (the "Harrison Avenue Tank") recently began experiencing leaks with increasing frequency, a clear indication that the structural condition of the existing tank is now deteriorating at an accelerated rate, thereby escalating the status of the required welding repairs to that of emergency. These emergency structural repairs are required to continue until the existing tank can be taken out of service and drained.

Over the period from mid-April to mid-July of this year, the Harrison Avenue Tank had experienced a number of leaks that required periodic welding repairs, with the cost for same initially anticipated by PVWC to be under PVWC's threshold of \$40,000.00 required for public bidding.

Within the last 2 months, the number and frequency of additional leaks (and subsequent emergency repairs) has been increasing at an accelerated rate.

Failure to continue aggressively repairing these emergency leaks as soon as they occur would compromise the structural integrity of the existing elevated water tank (which is located in a residential area), which, in turn, could lead to a tank failure and potentially catastrophic release of stored water.

This has created an unacceptable situation which constitutes an immediate, direct, demonstrable and severe hazard to the health and safety of the public and of the water system, and which requires immediate action to effectively and comprehensively address this emergency situation. These interim emergency repairs are required to continue until the existing tank has been taken out of service and drained. The aggregate total cost of these interim emergency repairs has exceeded PVWC's stipulated threshold of \$40,000.00 required for public bidding. The existing tank will be taken out of service and drained to remedy this emergency situation as expeditiously as possible.

The in-house design of a new elevated water tank is being fast-tracked, and the construction of the new tank will be publically bid, completed, and placed in service as soon as possible. It is anticipated that the design of the new tank will be completed and the construction contract for this new tank will be advertised for public bidding within the next three (3) weeks.

EMERGENCY REPAIRS TO PVWC'S HARRISON AVENUE ELEVATED WATER STORAGE TANK IN LODI, NEW JERSEY

CERTIFICATION FOR EMERGENCY PURCHASE OR CONTRACT

EXHIBIT B

EMERGENCY REPAIRS TO PVWC'S HARRISON AVENUE ELEVATED WATER STORAGE TANK IN LODI, NEW JERSEY

CERTIFICATION FOR EMERGENCY PURCHASE OR CONTRACT

The condition that occurred is the following: The undersigned hereby certifies that: PVWC's Harrison Avenue elevated steel water storage tank in Lodi, New Jersey (the "Existing Tank") began experiencing leaks at a rate which required a significant number of emergency interim repairs until the Existing Tank was able to be taken out of service and drained.

Over the period from mid-April of 2016 to when the Existing Tank was removed from service in May 2017, it experienced a number of leaks that required periodic welding repairs, with the cost for same initially anticipated by PVWC to be under PVWC's threshold of \$40,000.00 required for public bidding. The number of additional leaks (and the costs for subsequent emergency repairs) continued increasing beyond PVWC's bid threshold during the interim period while the in-house design of a new elevated steel water tank (the "New tank") was being fast-tracked, and the construction contract for the New Tank publically bid as soon as possible to enable this emergency situation to be remedied as expeditiously as possible.

Failure to continue aggressively repairing these emergency leaks as soon as they occurred would have compromised the structural integrity of the Existing Tank (which is located in a residential area), which, in turn, could have led to a tank failure and potentially catastrophic release of stored water.

This created an unacceptable situation which constituted an immediate, direct, demonstrable and severe hazard to the health and safety of the public and of the water system, and which required immediate action to effectively and comprehensively address this emergency situation. In the opinion of the Director of Engineering and the Executive Director, action had to be undertaken immediately to correct this situation.

This condition constituted an emergency affecting the immediate health, safety or welfare of the public, and required an immediate performance of services and procurement of necessary goods and materials as a result of the emergency.

It was necessary, in accordance with N.J.S.A. 40A:11-6, to proceed with the performance of services and procurement of necessary goods and materials as necessary to continue emergency repairs during the interim period until the Existing Tank was able to be taken out of service and drained, and purchase orders were issued without public advertisement for bids pursuant to the above Statute.

CERTIFICATION

I hereby certify the foregoing statements made by me are true. I am aware that if any of the foregoing statements made are willfully false, I am subject to punishment.

Date: May 30, 2017

Print Name

DIRECTOR OF ENGINEERING
Print Title

James G. Duprey, P.E.

EMERGENCY REPAIRS TO PVWC'S HARRISON AVENUE ELEVATED WATER STORAGE TANK IN LODI, NEW JERSEY

PVWC'S PURCHASE ORDERS, VENDOR'S INVOICES, AND OTHER RELEVANT DOCUMENTATION

EXHIBIT C



1525 Main Avenue P.O. Box 230 Ciliton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228573

PURCHASE ORDER

02/28/17 ACCT #_ DATE ay Water Commission is Exempt from NJ Sales Tex - Exemption I.D. 22-5002470 LS. TANK PAINTING, I 00 RIKE DRIVE ILLSTONE TOWNSHIP, N PASSAIC VALLEY WATER COMMISSION CONSTRUCTION DEPARTMENT UNION BOULEVARD AND RIVERVIEW DRIVE TOTOWA, NJ 07512 PLEASE DO NOT CHARGE STATE SALES TAX
UNIT
PRICE
AMOUNT QUANTITY LINE ITEM DESCRIPTION 1 LODI TANK REPAIR 1.00 EA 4500.0000 4500.00 SUB TOTAL 4500.00 4500.00 Claimant's (Vendor) Certification MUNICIPAL CERTIFICATION Purchasing Agent PAYMENT RECORD

2/28/17

26-0050387 PLEASE SIGN & RETURN WITH A COPY OF YOUR INVOICE

U.S. TANK PAINTING, INC

Passic Valley Water Colmmission 1525 Main Ava, PO Box230

Clifton

07011

SHIP TO

Passaic Valley Water Commission Construction Department Union Bivd, and Riverview Dr. The following number must appear on all related correspondence, shipping papers, and invoices:

07512 INVOICE NUMBER: PVWC 10

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INVOICE DATE	ATTENTION	Purchase Order	INVOICE # FOR BILL	TERMS	. 1
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3/1/17	Account Payable	228573	PVWC 10	Due Upon Completion	-
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DESCRIPTION		and the second s	Plant of Marines (Marine) (Marine)	QÎY	RATE	AMOUNT
Repair leak at Lodi Tank, NJ, project.	price includes a	li labor, material, & equ	pment for the			\$4,500.00
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				1	Subtotali	\$4,500.00
					Sales Tax (7%)	N/A
				Less Pre	vious Applications	\$ -
				1	Other	* ************************************



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535 OFFICE:

609.448.2444

FAX:

609.448.9444

E-MAIL:

ustankpainting@yahoo.com



1525 Main Avenue P.Q. Box 230 Clifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

227864 PURCHASE ORDER #

04/21/16 DATE ____

ACCT#_ The Passaic Valley Water Commission is Exempt from NJ Sales Tax - Exemption I.D. 22-600247(

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ric Hou	ghten			XX 16	Lum	un~			PAYMENT RE	CORD	
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6 H 2

Passic Valley Water Colmmission 1525 Main Ave. PO Box230 07011 Officer NJ

Passalc Valley Water Commission Construction Department Union Blvd. and Riverview Dr. NJ. Totowa

The following number must appear on all related correspondence, shipping papers, and invoices:

07512 INVOICE NUMBER: PVWC 12

INVOICE DAYS	ATTENTION	Purchase Order .	INVOICE #	OR BILL TERMS	17 11 15
4/11/2016	Account Payable	Dan properation (1)	PVWC 12	Due Upon Comple	tion
DESCRIPTION 👑 🕺	25.491. 911. 4		and the second s	on lower to	AMBONT
Patch Hole at Ledi T project.	ank, NJ, price includes all	labor, material, & equ	ipment for the		\$3,800.00
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				Subtot	\$3,800.
				5ales Tax (7%)!
				Less Previous Application	s
				Othe	1 6
12			ÿ2	TOTAL	a a.cdo.



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535

OFFICE: 509.448.2444
FAX: 509.448.9444
E-MAIL: ustankpainting

uatankpainting@yahoo.com



1525 Main Avenue P.O. Box 230 Clifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

227923

PURCHASE ORDER #

05/24/16 DATE_____

The Passalc Valley Water Commission is Exempt from NJ Sales Tax - Exemption I.D. 22-8002470

ACCT#__

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Claimant's (V	endor) Certificati	on	MUNICIPAL CER	TIFICATION		PUSONASE AUTH	4500,00
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7,000	Dignatura	-/ ,	12 11 Founds	10	DATE	6/15	-//

U.S. TANK PAINTING, INC.

INVOICE

Passic Valley Water Colmmission 1525 Main Ave. PO Box230

Passalc Valley Water Commission Construction Department Union Blvd. and Riverview Dr.

The following number must appear on all related correspondence, shipping papers, and involces:

INVOICE NUMBER: PVWC 18

INVOICE # FOR BILL TERMS INVOICE DATE 6/3/2016 ATTENTION Purchase Order 227923 PVWC 13 Due Upon Completion Account Payable

Patch Hole at Lodi T	ank. NJ. price includes all lab	or, material, & equipment for the	1		44.50	
project.					\$4,50	0,00
			(10 200 000 000	144 45		
						-
						-
		······································		Subtotal	\$4	4,500.0
				Sales Tax (7%)		N/
7	¥	9	Less Prev	\$		
*	\$	i i		Other	\$	
1	i i	94	Matter 1	TOTAL	5	500.0



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535 FAX:

609,448,2444 609.448.9444

E-MAIL: ustankpainting@yahoo.com



1525 Main Avenue P.O. Box 230 Glifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228124 PURCHASE ORDER #

07/15/16 DATE___

1

The Passalo Valley Water Commission is Exempt from NJ Sales Tax - Exemption I.D. 22-5002470

TOG.S. TANK PAINTING, INC. 900 RIKE DRIVE MILLSTONE TOWNSHIP, NJ 08535-8550

SHIP TO:
PASSAIC VALLEY WATER COMMISSION
CONSTRUCTION DEPARTMENT
UNION BOULEVARD AND
RIVERVIEW DRIVE
TOTOWA, NJ 07512

				TOTOWA	A, NJ 07512	CHARGE STATE SALES TAX
LINE ITEM	QUANTITY ORDERED		DESCRIPTION		· UNIT PRICE	AMOUNT
1	1.00 EA	PATCH HOLE AT & MATERIALS	LODI TANK,	NJ LABO	PR 4500.0000	4500.00
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Claimant'	s (Vendor) Certifics	itlan Mur	ICIPAL CERTIFICA	TION	MURCHASE A	4500.00 UTHORVZED
solernely declars and contry under the penalties of the law limit the within bill correct in all its porticulars; that fire articles have been hardwheel or services deced as stated thereing that no bores has have given or received by any pen- or persons with the introduction of the claiment in connection with the above makes the second means stated by Judy due and entiring; and that the amount		entitled or pervious vices actually rendered econved by any per- tion with the above or accounts expanded to	cisin specified herein is for article or articum's sepanded by Br he articles archived, personal ar- come Parasis Wiley Water Carlo devices with the specifications	received, personal plan- pressule Valley Water releas actually rendered reaction angular the arg- and among its appearing	PURCHASING AGEN	ering
materiable one.	ric Hought	on the purchase record	w Ha	A_	PAYMENT I	RECORD
. 7/15/16	Time VP	Day 4/4/6	moone	on Supe	DATE	110.00

2661950 6/00

PLEASE SIGN & RETURN

CHECK NO. _

Reg # 29193



900 RIKE DRIVE

MILLSTONE TWP., NJ 08535

OFFICE: 609.448.2444

FAX:

609.448.9444

Lodi Tank Repair

TO

, y 1, s 3 -

PVWC 1525 Main Ave. Clifton, NJ 07011 PROPOSED WORK LOCATION: PVWC Construction Department Union Blvd. and Riverview Dr. Totowa, NJ 07512 The following number must appear on all related correspondence, shipping papers, and invoices:

va, NJ 07512 BID SOLICITATION NO: PVWC 16

QUOTATION DATE	REQUESTED BY	377,974	INVOICE # FOR BILL	TERMS
6/3/2016	Mike Marotta		PVWC 16	Due Upon Completion

DESCRIPTION	ITEMS	RATE	AMOUNT
Patch Hole at Lodi Tank, NJ, price includes all labor, material & equipment or the project.			\$4,500.00
		Subtotal	
V4		Sales Tax	If Applicable
160	Ship	ping & Handiing	
		Other	
		TOTAL	\$4,500.00

SEND ALL CORRESPONDENCE TO: TOM SULKOWSKI U.S. TANK PAINTING, INC 900 RIKE DRIVE MILLSTONE TWP, NJ 08535 PHONE 609.448.2444 FAX 609.448.9444

AUT	HO	RIZI	ED	B١

DATE



1525 Maln Avenue P.O. Box 230 Clifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228127 PURCHASE ORDER #

ACCT	# <u>_</u>	 	 	

07/15/16 DATE ___

The Passalo Valley Water Commission is Exempl from NJ Sales Tax - Exemption I.D. 22-8002470

TOG.S. TANK PAINTING, INC. 900 RIKE DRIVE MILLSTONE TOWNSHIP, NJ 08535-8550

SHIP TO:

PASSAIC VALLEY WATER COMMISSION
CONSTRUCTION DEPARTMENT
UNION BOULEVARD AND
RIVERVIEW DRIVE
TOTOWA, NJ 07512

						TO	OTOWA, I		HARGE STATE SALES TA
LINE ITEM	QUANTITY			DESCRIP	TION		31:	UNIT PRICE	AMOUNT
1	1.00 EA	PATCH & MATE	HOLE AT RIALS WC14	LODI	TANK,	ŊĴ	LABOR	4500.0000	4500.00
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Claimani	t's (Vendor) Certific	ation	M	UNICIPAL	CERTIFICA	TION		A PURCHASE NU	
correct in all his particula	certly under the penelties of the ars; that the articles have been t that he books has been glyan or	received by any per-	I hereby cartify that I vices accusity rend Commission, and the er accounts expende	to claim specific and or amount at the selicion re	ed herein is for strik a expended for t coloud, personal s	de received te Pansajo ervicue del	personal ser- Valley Weter usity randered	BIGMATURE PURCHASING AGENT	- Cruy
or or necessary with the box	ewiedge of this chilment in com- ein stated is justy due and meing	HOSON WITH THE KDON'S	or accounts expende	Secretary of	c Valley Water Cor in the specification	rolasión as ser amen	ents separating -	MATE MATERIAL MATERIAL	
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7/15/16	THE VP		m 8/4/	16 11.	Geni	19/3	rufelyr	ATE	
		PLEASE SIG	N & RETURN					HECKNO.	

2661950 8/00

Reg# 29802

U.S. TANK PAINTING, INC

INVOICE

TO Passic Valley Water Colmmission 1525 Main Ave.

PO Box230 Clifton

נא

07011

SHIP TO

Passalc Valley Water Commission Construction Department Union Bivd. and Riverview Dr.

Totowa

KJ

The following number must appear on all related correspondence, shipping papers, and invoices:

07512 INVOICE NUMBER: PVWC 14

INVOICE DATE	ATTENTION	Purchase Order	INVOICE # FOR BILL	TERMS -
7/12/2016	Account Payable	Old not receive yet	PVWC 14	Due Upon Completion

DESCRIPTION	QΤΥ	RATE	AMOUNT
Patch Hole at Lodi Tank, NJ, price includes all labor, material, & equipment for the project.			\$4,500.00
	0.200 Table 5		
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##30 #60 (E-60MF - E) 20 6050 - 1000######### (E-600 ## - E)	l.	Subtotal Sales Tax (7%)	\$4,500.00 N/A
	Less Pr	evious Applications	\$
_	***	Other	**************************************
-	10000000	TOTAL	\$4,500.00



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE

MILLSTONE TWP., NJ 08535

OFFICE:

609.448.2444

FAX: E-MAIL: 609.448.9444 ustankpainting@yahoo.com



1525 Main Avenue P.O. Box 230 Clifton, NJ 07011 (973) 840-4300 FAX (973) 340-5584

228176 PURCHASE ORDER #

08/05/16

ACOT #__ The Passalo Valley Water Commission is Exempt from NJ Sales Tex - Exemption I.O. 22-8002470

TOUGO RIKE DRIVE MILLSTONE TOWNSHIP, NJ 08535-8550

SHIP TO:

PASSAIC VALLEY WATER COMMISSION
CONSTRUCTION DEPARTMENT
UNION BOULEVARD AND
RIVERVIEW DRIVE
TOTOMA. NJ 07512

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2661930 4/00

U.S. TANK PAINTING, INC

Passaic Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

Passaic Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

The following number must appear on all related correspondence, shipping papers, and involces:

INVOICE NUMBER - PVWC17/18

INVOICE DATE	ATTENTION	P.O. NUMBER	INVOICE # FOR BILL	TE	RMS				
8/5/2016	Mr. Michael Marotta	228176		PVWC17/18		ie Upon Comp	3)(2)		
DESCRIPTION	2 2 5 2 3			QΊΥ	Ĭ.,	RATE	1	AMOUNT	
Patch Hole at Lodi Tank, N for the project.	1		\$4,500.00		\$4,500.00				
Patch Hole at Lodi Tank, N. for the project.	J, price includes all labor	r, ma	iterial & equipment	1		\$4,500.00		\$4,500.00	

Subtotal Sales Tax (7%) TBD Less Previous Applications Other TOTAL \$9,000.00



Send all correspondence to:

TOM SULKOWSKI

900 RIKE DRIVE

MILLSTONE TWP., NJ 08535

OFFICE:

609.448.2444

FAX:

609.448.9444

ustankpainting@yahoo.com E-MAIL:



1525 Main Avenue P.O. Box 230 Clifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228212 PURCHASE ORDER #

ACCT #

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The Passaic Valley Water Commission is Exempt from NJ Sales Tax - Exemption (.D. 22-8002470

IK PAINTING, INC. E DRIVE JNE TOWNSHIP, NJ 08535-8550

SHIP TO:

PASSAIC VALLEY WATER COMMISSION
CONSTRUCTION DEPARTMENT
UNION BOULEVARD AND
RIVERVIEW DRIVE
TOTOWA, NJ 07512

TEM	ORDERED	(0),202	DESCRIPTION		UNIT	CHARGE STATE SALES
	Name of the last o	 	11 / 1		PRICE	AMOUNT
	1.00 EA	PATCH HOLE MATERIAL A inv#pvwc19	NO PODI TANK LABOR	ι,	4500.0000	4500.0
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			(4	SUB-	TOTAL	9000.00
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at Philad Shrink; Part 1	per of this district in principle	Mend or providing victor actively freed by dely pie- n with the obline or promote to their the obline their promotes for their the obline their provided in the provided in	sendoned as annuary expansion for the Passage Valley and that the articles received, personal exercises policies and the proposal for the Passage Valley Spine Commission and tree to the Valley Spine Commission and the Vall	dered 9 pm	SIGNATURE PURCHASING AGENT	9
ic How	after.	or her parents	1/25/		TITLE .	
	26-00	50387	The stand	DATE	PAYMENT RE	CORD
26/16	VP	Dom 9/	1166 Deneta XI	4		
	PI	EASE BIGN & RETUR	N	CHECK	NO,	1969

U.S. TANK PAINTING, INC

Passalc Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

Passaic Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

The following number must appear on all related correspondence, shipping papers, and invoices:

INVOICE NUMBER - PVWC19-20

INVOICE DATE	ORDERED BY	P.O. NUMBER	INVOIC	# FOR BILL T	ERMS	3.00
8/26/2016	Mr. Michael Marotta	228212	PVWC	19-20 D	UE UPON COMPLET	TON
DESCRIPTION	Anne er e		e x 2000 = 200	לווץ !	RATE	AMQUNT
Patch Hole at Lodi Tank, or the project	NJ, price includes all	labor, material & eq	Julpment	i 1	\$4,500,00	\$4,500.00
atch Hole at Lodi Tank, or the project.	NJ, price includes all	labor, material & eq	ulpment	1 1	\$4,500.00	\$4,500.00
	. 17.12	. 1		ļ. mi	alm. m	* 0 000 Jan 1 000 4 1 0 4 2 2 2 2 2 2 4 4
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	****				tet es mere (f)	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	April 6 le				Subtotal	\$9,000.00
					Sales Tax (7%)	TBI
				Less Prev	rious Applications	
8				CIPAGE RESERVE	Other	\$.
6				Salvest a Car Sillia	TOTAL	\$9,000.00



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535

OFFICE: 609,448,2444

FAX:

609.448.9444

E-MAIL:

ustankpainting@yahoo.com



1525 Main Avenue P.O. Box 230 Clifton, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228241 PURCHASE ORDER #

ACCT # ____

09/14/16 DATE_____

The Passaic Valley Water Commission is Exempt from NJ Sales Tax - Exemption I.D. 22-5002470

LINE (TEM OUANTTY ORDERED DESCRIPTION UNIT PRICE AMOUNT P	T&LS. T. 900 RI MILLST	ANK PAINTI KE DRIVE ONE TOWNSH	NG, INC. IP, NJ 08535-8550	SHIP TO: PASSAIC CONSTRUC UNION BO RIVERVIE TOTOWA,			
Total (Vendor) Certification Claimant's (Vendor) Certification MUNICIPAL CERTIFICATION MUNICI	LINE ITEM	QUANTITY	DESCRIPTION	ON	UNIT		
Claimant's (Vendor) Certification If on 18 analyzer and multiple sade multiple upon the primate of the part of the same table is a covered in all 2 analyzer and multiple sade multiple upon the primate of the part of the same table is a covered in all 2 analyzer and multiple sade multiple upon the primate of the part of the same table is a same to the same table is a same table in the same table in the same table is a same table in the same table in the same table in the same table is a same table in the same table in the same table is a same table in the same table in the same table in the same table is a same table in the same		ORDERED	- Joesonii III		PRICE	AMOUNT	
Cialmant's (Vendor) Certification If as salmyly effice and only under the parallel of the airch bit is consistent in a first consistency to the consistency of the consistency to the c	1	1.00 EA	PATCH LODI PANK LEAK		4500.0000	4500.00	
Cialmant's (Vendor) Certification If as salmyly effice and only under the parallel of the airch bit is consistent in a first consistency to the consistency of the consistency to the c				su	B-TOTAL	1.	
Claimant's (Vendor) Certification I do salt mady orders and county under the permitter of any tary that the which all its activate is a tax to produce; that the activate three thr				A.			
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U.S. TANK PAINTING, INC

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Passalc Valley Water Commission Mr. Michael Marotta 800 Union Blvd,

Totowa, NJ 07512

Passaic Valley Water Commission Mr. Michael Marotta 800 Union Bivd.

Totowa, NJ 07512

The following number must appear on all related correspondence, shipping papers, and Invoices:

QUOTE NUMBER - PVWC21

INVOICE DATE	ORDERED BY	,		IN	VOICE :	FOR BILL TER	MS		
9/7/2016	Mr. Michael Marotta		PVWC			21 NET 30 DAYS			
DESCRIPTION	skall original mak pi		2 E		3.1	QΤΥ	RATE	AMOUNT	
Patch Hole at Loc for the project.	il Tank, NJ, price include	s all labor, :	material & equ	ulpment		1	\$4,500.00	\$4,500.00	
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			¥		×		Subtotal	\$4,500.00 TBD	



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535 OFFICE:

609.448.2444

FAX:

609,448,9444

Less Previous Applications:

Other TOTAL

\$4,500.00

E-MAIL:

ustankpainting@yahoo.com



1525 Main Avenue P.O. Box 230 Ciffion, NJ 07011 (973) 340-4300 FAX (973) 340-5584

228264 PURCHASE ORDER #

ACCT#_

09/27/16

DATE __ The Passaic Valley Water Commission is Exempt from NJ Sales Tax - Exemption I.D. 22-6002470 TCU.S. TANK PAINTING, INC. MILLSTONE TOWNSHIP, NJ 08535-8550 SHIP TO:

PASSAIC VALLEY WATER COMMISSION
CONSTRUCTION DEPARTMENT
UNION BOULEVARD AND
RIVERVIEW DRIVE
TOTOWA, NJ 07512 PLEASE DO NOT CHURGE STATE SALES TAX
UNIT
PRICE
AMOUNT QUANTITY LINE ITEM DESCRIPTION 1 PATCH HOER 1.00 EA AT LODI TANK, 4500.0000 4500.00 SUB TOTAL 4500.00 4500.00 Claiment's (Vandor) Certification MUNICIPAL CERTIFICATION SIGNATORS PURCHASING AGENT

PAYMENT RECORD PLEASE SION & RETURN CHECK NO.

2861850 8/00

U.S. TANK PAINTING, INC

INVOICE

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Passalc Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

Passalc Valley Water Commission Mr. Michael Marotta 800 Union Blvd.

Totowa, NJ 07512

The following number must appear on all related correspondence, shipping papers, and involces:

INVOICE NUMBER - PVWC22

9/14/2016	ORDERED BY Mr. Michael Marotta	P.O. NUMBER 228264	INVOICE # FOR BILL TERMS PVWC22 NET 30 DAYS
DESCRIPTION	**************************************		QTY RATE AMOUNT
Patch Hole at Lodi Tank, N. for the project.	J, price includes all labor	material & equipment	1 \$4,500.00 \$4,500.00
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E 2 K 8	4 4 5 .	E will me	
g (9)		ū	Subtotal \$4,500.00
			Sales Tax (7%) TBD Less Previous Applications \$
			Cless Previous Applications \$ Other \$



Send all correspondence to:

TOM SULKOWSKI 900 RIKE DRIVE MILLSTONE TWP., NJ 08535

OFFICE: 609.448.2444

FAX:

609.448.9444

E-MAIL: ustankpainting@yahoo.com



PASSAIC VALLEY WATER COMMISSION RESOLUTION 17-81 RESOLUTION OF THE PASSAIC VALLEY WATER COMMISSION DATE OF ADOPTION: June 21, 2017

APPROVING AND AUTHORIZING THE EXECUTION OF AN EASEMENT AGREEMENT WITH PORETTE DEVELOPMENT, LLC

Approved as to form and legality by the Law Department on the basis of facts set forth by the Executive Director and Director of Engineering, and Purchasing and Finance Departments as applicable.

Introduced by Commissioner: **VANNOY**

Seconded by Commissioner: **SANCHEZ**

WHEREAS, the Passaic Valley Water Commission ("the Commission") as a statutorily chartered public water utility serving the Township of North Arlington ("North Arlington") has undertaken to provide potable water services to the Federal Express North Arlington Distribution Center ("Distribution Center"), located at 38 Porete Avenue, Township of North Arlington, County of Bergen, State of New Jersey, designated as Block 172, Lots 1 & 4.01, owned and operated by Porette Development, LLC ("Porette");

WHEREAS, in order to provide for the installation of Commission water lines to the Distribution Center, both the Commission and Porette have agreed upon a form of easement, granting the Commission permanent easement rights of access to the Distribution Center for purpose of installing, operating, and maintaining water utility lines and facilities, and for whatever other water utility service purposes for which rights of easement may be necessary and convenient or the Commission's public water utility purposes, including for the provision of continuous service to the Distribution Center, the Commission and Porette, together with their respective attorneys, have

greed to terms of easement as further set forth in the schedule annexed hereto as Schedule A ("Easement");

WHEREAS, it having been reported to the Commission that the Easement has been reviewed by the Commission's Department of Engineering and by Special Counsel for the Commission, and found sufficient, both to secure and record the Commission's rights of utility services related access to the Distribution Center, and to convey rights of easement access to the Commission from Porette, as the owner, empowered to grant such rights, including the rights of easement conveyed in the attached form of easement, entered by Porette as grantor and accepted by the Commission as grantee thereunder;

whereas, in consultation with Porette and Porette's engineering professionals, Langan Engineering, the Commission's Engineering department has determined that the survey drawing annexed to the attached Easement sufficiently conforms with the descriptions incorporated into the Easement, and also reliably depicts the actual, "as built", installed, location of the Commission's pipelines, mains, meters and facilities installed with the easement route for purpose of serving the Distribution Center;

WHEREAS, upon execution of the annexed form of Easement by Porette as authorized grantor thereunder, conveying rights of use and access within the Easement to the Commission, the Commission will cause the Easement to be executed on behalf of the Commission and to be duly filed and recorded with Registrar of the County of Bergen, thereby serving as record notice of the Commission's perpetual easement rights of access and use of the Distribution Center area, as set forth in the description and survey drawing annexed to the Easement and incorporated therein by reference;

NOW THEREFORE, be it **RESOLVED** by the Board of Commissions of the Passaic Valley Water Commission:



- The Commission accepts the terms of the form of Easement 1. between Porette and the Commission annexed hereto as Schedule A, and the grant of easement rights set forth therein; and
- The appropriate officers and employees of the Commission are 2. hereby authorized and directed to execute and to record the Easement attached hereto, or in such form substantively equivalent thereto as may be approved by Counsel for the Commission, in accordance with the instant Resolution and supporting submissions provided to the Board of Commissioners in connection therewith, all as set forth hereinabove.

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

	AYE	NAY	ABSTAIN	ABSENT
Levine, J.				<u>X</u>
Vannoy, R.	X_	0=====	-	
Blumenthal, D.	<u>X</u>	g	 ()	
Kolodziej, J.	_X_		-	
Sanchez, R.	_X_		-	
Rodriguez, I.	<u>X</u>	-		
Friend, G.	X	·	-	

Adopted at a meeting of Passaic Valley Water Commission on.

PRESIDENT,

GERALD FRIEND

DAVID BLUMENTHAL

PASSAIC VALLEY WATER COMMISSION This Resolution, when adopted, must remain in the custody of the Administrative Secretary.

CERTIFICATION

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey, do hereby certify that the foregoing Resolution is a true copy of a legal quorum of the Original Resolution duly passed and adopted by a majority of the full membership of the Passaic Valley Water Commission at its meeting of June 21, 2017.

LOUIS AMODIO

Administrative Secretary

972886